

**REMARKS**

Claims 1-13 are all the claims pending in the application.

**Preliminary Matters**

The Examiner has withdrawn the allowability of claims 8-13 in view of newly discovered reference.

**Prior Art Rejections**

Claims 1-13 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Civanlar et al. (USPN # 5,691,768; hereinafter referred to as “Civanlar”) in view of Song et al. (USPN 6,061,711; hereinafter referred to as “Song”).

For *at least* the following reasons, Applicant traverses these rejections.

The Examiner admits that Civanlar does not teach or even suggest every feature of claims 1-13. The Examiner cites Song to cure the deficiencies of Civanlar.

Applicant submits that Song cannot be used as a basis for rejecting the claims of the subject application.

The subject application is a continuation of U.S. Application No. 09/561,919, which was filed on May 1, 2000 in the U.S. Patent & Trademark Office. Therefore, the effective filing date of the subject application in the U.S. predates the publication date (May 9, 2000) of Song. Thus, Song, at best, would only be available as prior art under 35 U.S.C. § 103 via 35 U.S.C. § 102(e). Under 35 U.S.C. § 103(c), Applicants may make a showing of common ownership to overcome a rejection under § 103(a), if the reference is only available as a reference under § 102(e), (f) or (g). See MPEP 2146.

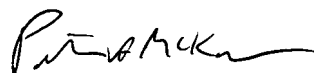
Applicant states that Song and the subject application were, at the time the invention of the subject application was made, owned by or subject to an obligation of assignment to Samsung Electronics, Inc. Therefore, Song should be removed as a basis for rejection under 35 U.S.C. § 103(c).

Applicant respectfully requests the Examiner to withdraw the rejection of claims 1-13 because Song is not available as prior art against the subject application and Civanlar does not teach or suggest every feature of the claims.

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,



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**23373**

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